

BEFORE THE
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF:)
)
R.H. DONNELLEY, INC., d/b/a)
DEX ONE as agent for ILLINOIS)
BELL TELEPHONE COMPANY)
) No. 11-0668
Petition for Variance of)
Section 735.180 of the)
Illinois Administrative Code)

Chicago, Illinois
October 17, 2011

Met pursuant to notice at 11:00 a.m.

BEFORE:

MR. JOHN RILEY, Administrative Law Judge.

APPEARANCES :

MR. JOSEPH D. MURPHY
306 West Church Street
Champaign, Illinois 61826
appeared for Petitioner;

MR. MATTHEW L. HARVEY
160 North LaSalle Street,
Suite C-800
Chicago, Illinois 60601
appeared for Commission Staff.

SULLIVAN REPORTING COMPANY, by
Teresann B. Giorgi, CSR

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I N D E X

<u>Witnesses:</u>	<u>Dir.</u>	<u>Crx.</u>	<u>Re-</u> <u>dir.</u>	<u>Re-</u> <u>crx.</u>	<u>By</u> <u>Examiner</u>
NONE					

E X H I B I T S

<u>APPLICANT'S</u>	<u>FOR IDENTIFICATION</u>	<u>IN EVIDENCE</u>
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1 JUDGE RILEY: Pursuant to the direction
2 of the Illinois Commerce Commission, I call
3 Docket 11-0668. This is a petition by
4 R.H. Donnelly, Inc., d/b/a Dex One, as agent for
5 Illinois Bell Telephone Company, for variance of
6 Section 735.180 of the Illinois Administrative Code.

7 And here on behalf of the Petitioner,
8 Mr. Murphy?

9 MR. MURPHY: On behalf of R.H. Donnelly, Inc.,
10 d/b/a Dex One, Joseph D. Murphy, 306 West Church
11 Street, Champaign, Illinois 61820.

12 JUDGE RILEY: Thank you.

13 And for Commission Staff?

14 MR. HARVEY: Appearing for the Staff of the
15 Illinois Commerce Commission, Matthew L. Harvey,
16 160 North LaSalle Street, Suite C-800, Chicago,
17 Illinois 60601.

18 JUDGE RILEY: Thank you.

19 And at this point we have -- this is a
20 prehearing conference, the parties have set a
21 schedule, is it my understanding?

22 MR. HARVEY: That's correct, your Honor.

1 We've agreed that the Staff testimony
2 will be filed on or prior to November 30, 2011.

3 The Company will file its rebuttal or
4 reply testimony on or prior to December 21st, 2011.

5 And that a hearing, as needed, will be
6 convened on January 11, 2012, at 10:00 a.m., without
7 further notice, obvious.

8 JUDGE RILEY: And, Mr. Murphy, that's your
9 understanding, also?

10 MR. MURPHY: Yes, your Honor.

11 JUDGE RILEY: The only other question that I
12 wanted to raise -- Mr. Murphy, this is what I dug
13 out of what they call a cyber drive, State of
14 Illinois, Secretary of State, and that's where it
15 shows the corporate status of the Company has been
16 revoked and all of its d/b/a names are inactive.

17 MR. MURPHY: Yes, your Honor. When you brought
18 this up -- it came to me through Mr. Harvey and I
19 have investigated with the Company and the Company
20 is working to rectify this, even as we speak.

21 So I am confident by the time we get
22 to hearing, this will be active and it will be in

1 good-standing.

2 JUDGE RILEY: Okay. I understand that. I just
3 want to make sure that, from our Chief Clerk's
4 standpoint, anything that appears on the Secretary
5 of State's records has to be on all fours with our
6 records.

7 MR. MURPHY: Okay.

8 JUDGE RILEY: Names all have to be the same
9 right down to the last letter.

10 MR. MURPHY: Right.

11 JUDGE RILEY: And that's why I'm going to bring
12 that to your attention about the d/b/a name.

13 MR. MURPHY: And as soon as possible and no
14 later than the hearing date that will all be true.

15 JUDGE RILEY: All right, that's fine.

16 Is there anything else we needed to
17 discuss?

18 MR. HARVEY: Nothing that Staff is aware of,
19 your Honor.

20 MR. MURPHY: Nothing from the Company, your
21 Honor.

22 JUDGE RILEY: All right, then, I'll leave it at

1 that.

2 We will reconvene for hearing on
3 January 11, 2012, at 10:00 a.m., and I'll look
4 forward to the submission of the testimony.

5 MR. HARVEY: Thank you very much, your Honor.

6 MR. MURPHY: Thank you.

7 (Whereupon, the above-entitled
8 matter was continued to
9 January 11, 2012.)

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